

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

AUG 19 1969

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... **AUG 19 1969** under 25219

The applicant John Bennitt
of c/o Craig Moore Denio, County of.....
State of Nevada 89404, hereby makes application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground
Name of stream, lake or other source.

2. The amount of water applied for is 3.50 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 320 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 11. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: in the NW 1/4 SW 1/4 Sec. 28.

T. 44 N., R. 31 E., M.D.B. & M., from which the west one quarter
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
corner of said section 28 bears N. 47° 30' W., 36 feet.
it should be stated.

6. Place of use S 1/2 section 27, T. 44 N., R. 31 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans
and specifications of your diversion or storage works.) well, pump, pipelines and
sprinklers.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$15,000.00
10. Estimated time required to construct works.....3 years
11. Remarks.....This application is for surplus water from the well on which the change of the point of diversion is filed for permit No. 23336. An agreement and easement for the use of the well and pipeline is granted the applicant by Peter Wallace, Jr., and filed herewith.

Applicant.....John Bennitt.....

Bys/ Walter G. Reid
Walter G. Reid
P. O. Box 474
Virginia City, Nevada 89440

Compared.....hs/jw.....dc/jb.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:
This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times. The total combined amount of water granted under this permit and permit 25216 is limited to what the well covered under the two permits is capable of producing. If Certificates of Appropriation are issued under this Permit & Permit 25216, the total combined amount of appropriation granted in said Certificates shall not exceed what the well covered under the two permits is capable of producing. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.5 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....July 9, 1970
Proof of commencement of work shall be filed before.....August 9, 1970
Work must be prosecuted with reasonable diligence and be completed on or before.....July 9, 1971
Proof of completion of work shall be filed before.....August 9, 1971
Application of water to beneficial use shall be made on or before.....July 9, 1974
Proof of the application of water to beneficial use shall be filed on or before.....August 9, 1974
Map in support of proof of beneficial use shall be filed on or before.....August 9, 1974

Commencement of work filed.....SEP 8 1970
Completion of work filed.....AUG 18 1971
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....
Recorded.....Bk.....Page.....
County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of January

A.D. 19 70
Roland D. Westergard
State Engineer